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IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

)	No. C 06-5288 MHP
SIERRA CLUB,)	
Plaintiff,)	STIPULATION FOR THIRD
)	EXTENSION OF TIME FOR
v.)	DEFENDANT UNITED STATES TO
)	RESPOND TO COMPLAINT
UNITED STATES ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Defendant.)	
)	

Pursuant to Local Rules 6-1(a) and 7-12, Plaintiff Sierra Club and Defendant United States Environmental Protection Agency ("EPA"), by and through their undersigned counsel, hereby stipulate to extend by 60 days – to May 15, 2007 – EPA's deadline for responding to Plaintiff's Complaint. On March 9, 2007, EPA lodged with this Court a proposed consent decree that would resolve all of the issues identified in Plaintiff's Complaint. The requested extension of time would allow EPA to complete the public notice and comment process required under section 113(g) of the Clean Air Act, 42 U.S.C. § 7413(g), which states that the consent decree is not final until the EPA Administrator provides "a reasonable opportunity by notice in the Federal Register to persons who are not named as parties or intervenors to the action" to comment in writing upon the proposed decree. After a reasonable

comment period, the EPA Administrator must promptly consider any written comments received. Id.
If none of the comments disclose facts or considerations which indicate that the decree is inappropriate,
improper, inadequate or inconsistent with the requirements of the Clean Air Act, EPA will move for
entry of the decree. Id.

The parties believe that a third extension of the deadline for EPA to respond to the Complaint
will not adversely affect the schedule of this case.

FOR PLAINTIFF SIERRA CLUB:

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Dated: March 15, 2007

FOR DEFENDANT EPA:

s/ Pamela S. Tonglao
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Dated: March 15, 2007

PURSUANT TO STIPULATION, IT IS SO ORDERED.

March 16, 2007
DATED

UNITED STATES

